



**FRESHFIELDS BRUCKHAUS DERINGER**  
Avocats à la Cour

# Fax

FROM Briana Young  
Direct T+ 01 44 56 29 12  
Direct F+ 01 44 56 27 30/31  
E briana.young@freshfields.com  
DATE 21 August 2002  
REF 120019-0003  
DOC ID PA003849.193/1+  
PAGES 2

PARIS  
69 Boulevard Haussmann  
75008 Paris  
Palais J 007  
T+33 1 44 56 44 56  
F+33 1 44 56 44 00//01/02/03  
W freshfields.com

**SENT** 18:47

	NAME, ORGANISATION	CITY	FAX
TO	Jennifer Kirby ICC - International Court of Arbitration	Paris	01 49 53 57 80
COPY	T. Barry Kingham, Esq. Curtis, Mallet-Prevost, Colt & Mosle LLP	New York	1 212 697 1559
	Jan Paulsson Freshfields Bruckhaus Deringer	Paris	By Hand
	Joseph Huse Freshfields Bruckhaus Deringer	Paris	By Hand

This fax is confidential and may be privileged. If you are not the intended recipient, please notify us immediately; you should not copy it or use it for any purposes, nor disclose its contents to any other person.

## **CGEA Onyx S.A., et al. v. Valores Ecologicos and Hector Vargas Garza** **ICC Case No. 12 125/JNK**

Dear Ms Kirby,

We refer to your fax of 5 August 2002, informing us of the ICC Court's decision not to confirm Mr Robert Abrams as co-arbitrator in the above arbitration. In light of this, the Claimants now nominate as co-arbitrator in these proceedings:

Mr Job Taylor III  
Latham & Watkins  
885 Third Avenue  
Suite 1000  
New York, NY 10022-4802  
USA

Freshfields Bruckhaus Deringer are solicitors and registered foreign lawyers  
A list of the partners and their qualifications is open to inspection at the above address

Amsterdam Bangkok Barcelona Beijing Berlin Bratislava Brussels Budapest Cologne Düsseldorf Frankfurt am Main  
Hamburg Hanoi Ho Chi Minh City Hong Kong London Madrid Milan Moscow Munich New York Paris Prague  
Rome Shanghai Singapore Tokyo Vienna Washington \* associated office



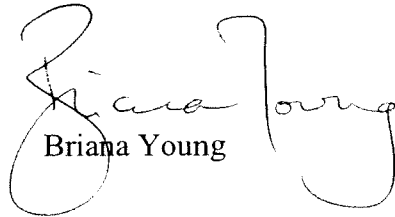
**FRESHFIELDS BRUCKHAUS DERINGER**

Avocats à la Cour

2|2

The Claimants have spoken to Mr Taylor, who confirms that he is willing to act as arbitrator and that he is not aware of facts or circumstances which might call into question his independence in the eyes of the parties.

Yours sincerely,



Briana Young

MODE = ENVOI MEMOIRE

DEBUT=21-08 18:43

FIN=21-08 18:47

NO FICHIER=286

NO. POSTE	COMM	AUTO/ NO ABR	NOM POSTE/ADRESSE ELEC/NO TEL.	PAGES	DUREE
001	OK		6173120019#0003#0149535780#	002/002	00:00:43
002	OK		6173120019#0003#0012126971559#	002/002	00:00:50

\*\*\*\*\* -FRESHFIELDS-BD - \*\*\*\*\* 33144562929- \*\*\*\*\*



**FRESHFIELDS BRUCKHAUS DERINGER**  
 Avocats à la Cour

## Fax

FROM Briana Young  
 Direct T+01 44 56 29 12  
 Direct F+01 44 56 27 30/31  
 E briana.young@freshfields.com  
 DATE 21 August 2002  
 REF 120019-0003  
 DOC ID PA003849.193/1+  
 PAGES 2

PARIS  
 69 Boulevard Haussmann  
 75008 Paris  
 Palais J 007  
 T+33 1 44 56 44 56  
 F+33 1 44 56 44 00/01/02/03  
 W freshfields.com

TO	NAME, ORGANISATION	CITY	FAX
	Jennifer Kirby ICC - International Court of Arbitration	Paris	01 49 53 57 80
COPY	T. Barry Kingham, Esq. Curtis, Mallet-Prevost, Colt & Mosle LLP	New York	1 212 697 1559
	Jan Paulsson Freshfields Bruckhaus Deringer	Paris	By Hand
	Joseph Huse Freshfields Bruckhaus Deringer	Paris	By Hand

This fax is confidential and may be privileged. If you are not the intended recipient, please notify us immediately; you should not copy it or use it for any purposes, nor disclose its contents to any other person.

**CGEA Onyx S.A., et al. v. Valores Ecologicos and Hector Vargas Garza**  
**ICC Case No. 12 125/JNK**

Dear Ms Kirby,

We refer to your fax of 5 August 2002, informing us of the ICC Court's decision not to confirm Mr Robert Abrams as co-arbitrator in the above arbitration. In light of this, the Claimants now nominate as co-arbitrator in these proceedings:

Mr Job Taylor III  
 Latham & Watkins  
 885 Third Avenue  
 Suite 1000  
 New York, NY 10022-4802  
 USA

Freshfields Bruckhaus Deringer are solicitors and registered foreign lawyers  
 A list of the partners and their qualifications is open to inspection at the above address

Amsterdam Bangkok Barcelona Beijing Berlin Bratislava Brussels Budapest Cologne Düsseldorf Frankfurt am Main  
 Hamburg Hanoi Ho Chi Minh City Hong Kong London Madrid Milan Moscow Munich New York Paris Prague  
 Rome Shanghai Singapore Tokyo Vienna Washington associated office